



# **CITY OF SANTA BARBARA CITY COUNCIL MINUTES**

## **REGULAR MEETING April 13, 2010 COUNCIL CHAMBER, 735 ANACAPA STREET**

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### **CALL TO ORDER**

Mayor Helene Schneider called the joint meeting of the Council and the Redevelopment Agency to order at 2:03 p.m. (The Ordinance Committee met at 12:00 Noon. The Finance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

### **PLEDGE OF ALLEGIANCE**

Mayor Schneider.

### **ROLL CALL**

Councilmembers present: Dale Francisco, Frank Hotchkiss, Grant House, Michael Self, Bendy White, Das Williams, Mayor Schneider.

Councilmembers absent: None.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley, Deputy City Clerk Susan Tschech.

### **CEREMONIAL ITEMS**

1. Subject: Proclamation Declaring April 2010 As DMV/Donate Life California Month (120.04)

Action: Proclamation presented to Joe Darga. City employees Heidi Rockenbach and Mick Kronman also spoke about their personal experiences related to organ donation.

2. Subject: Employee Recognition - Service Award Pins (410.01)

Recommendation: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through April 30, 2010.

(Cont'd)

2. (Cont'd)

Documents:

April 13, 2010, report from the Administrative Services Director.

Speakers:

Staff: City Administrator James L. Armstrong, Award Recipient Primitivo Gonzalez.

By consensus, the Council recognized the following employees:

5-Year Pin

Ernesto Botello, Community Development  
Anthony Valdez, Public Works  
Douglas Coston, Waterfront

10-Year Pin

Brenda Alcazar, Administrative Services  
Rudolph Moreno, Public Works  
Martin Valencia, Public Works  
Kim Frith, Public Works

20-Year Pin

Alan Reitz, Fire  
Kevin Bryant, Fire  
James McCoy, Fire  
Robert Mercado, Fire  
Jon Otsuki, Fire  
Anthony Pighetti, Fire  
Heidi Rockenbach, Fire  
Dan McGrew, Police  
Zebedee Stephens, Parks and Recreation

25-Year Pin

Charles McChesney, Police  
Charles Ayala, Parks and Recreation  
Primitivo Gonzalez, Public Works

**CHANGES TO THE AGENDA**

Item Removed from Agenda

City Administrator James Armstrong advised that the following item was being removed from the agenda and will be resubmitted next week:

3. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the adjourned regular meeting of March 22, and the regular meeting of March 23, 2010.

## **PUBLIC COMMENT**

Speakers: Wayne Scoles; David Daniel Diaz; Dan Aldrich; Toni Wellen, Coalition Against Gun Violence; Kathy Wertheim, Recording for the Blind and Dyslexic; Selena Rockwell, Fighting Back; Janet Rowse; Dave Davis, Community Environmental Council; Kate Smith; Juan Ayala, Community of Life on Earth.

## **ITEM REMOVED FROM CONSENT CALENDAR**

### **12. Subject: 2010 Legislative Platform (160.02)**

Recommendation: That Council:

- A. Adopt the 2010 Legislative Platform that guides the City's support of or opposition to state and federal legislation; and
- B. Authorize the Mayor, Councilmembers, and staff, on behalf of the City of Santa Barbara, to contact state and federal representatives to advocate for legislation consistent with the goals of the Legislative Platform.

Documents:

April 13, 2010, report from the City Administrator.

Speakers:

Staff: City Administrator James Armstrong.

Motion:

Councilmembers Hotchkiss/Williams to continue this item for two weeks.

Vote:

Unanimous voice vote.

## **CONSENT CALENDAR (Item Nos. 4 - 11, 13, and 16 - 18)**

The titles of the ordinance and resolutions related to Consent Calendar items were read.

Motion:

Council/Agency members Williams/House to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

### **4. Subject: Fiscal Year 2010 Interim Financial Statements For The Eight Months Ended February 28, 2010 (250.02)**

Recommendation: That Council accept the Fiscal Year 2010 Interim Financial Statements for the Eight Months Ended February 28, 2010.

(Cont'd)

4. (Cont'd)

Action: Approved the recommendation (April 13, 2010, report from the Interim Finance Director).

5. Subject: Adoption Of Ordinance For Cancellation Of Management Salary Increase And Suspension Of Salary Increase For Supervisors (440.02)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Ordinance No. 5485, the 2008-2010 Salary Plan for Unrepresented Managers and Professional Attorneys.

Action: Approved the recommendation; Ordinance No. 5514.

6. Subject: Records Destruction For Police Department (160.06)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the Police Department in the Records Bureau, Internal Affairs Section, Parking Enforcement, Investigative and Operations Divisions, and the Business Office.

Action: Approved the recommendation; Resolution No. 10-016 (April 13, 2010, report from the Chief of Police; proposed resolution).

7. Subject: Authorization For The Allocation Of Transportation Development Act Funds (670.05)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Filing of a Claim with the Santa Barbara County Association of Governments (SBCAG) for Allocation of Transportation Development Act (TDA) Funds for Fiscal Year 2011.

Action: Approved the recommendation; Resolution No. 10-017 (April 13, 2010, report from the Public Works Director; proposed resolution).

8. Subject: Community Promotion Contract With Semana Nautica (230.02)

Recommendation: That Council authorize the Finance Director to execute a community promotion contract for Fiscal Year 2010 with Semana Nautica in an amount of \$2,915 for May 1, 2010, to August 31, 2010.

Action: Approved the recommendation; Contract No. 23,401 (April 13, 2010, report from the Interim Finance Director).

9. Subject: Approval Of Three-Year Pre-Qualified Supervisory Control And Data Acquisition Service Providers (540.01)

Recommendation: That Council:

- A. Approve a pre-qualified list of firms for a three-year period, ending June 30, 2013, for the Supervisory Control And Data Acquisition (SCADA) system. The firms were pre-qualified through a Request for Proposal process to provide SCADA system design, maintenance, and support for the City's Water Resources Division; and
- B. Authorize the General Services Manager to issue purchase order contracts to firms on the approved list in accordance with approved budgets.

Action: Approved the recommendations (April 13, 2010, report from the Public Works Director).

10. Subject: Proposition 40 Grant Funds For Oak Park Wading Pool Resurfacing And Drain Retrofit Project (570.05)

Recommendation: That Council increase Fiscal Year 2010 revenues and appropriations in the City Capital Outlay Fund, Parks and Recreation Department, in the amount of \$25,170 for a California Clean Water, Clean Air, Safe Neighborhood Parks and Coastal Protection Act of 2002 (Proposition 40) Per Capita grant.

Speakers:

Staff: Parks and Recreation Director Nancy Rapp, Senior Recreation Supervisor Rich Hanna.

Action: Approved the recommendation (April 13, 2010, report from the Parks and Recreation Director).

11. Subject: Integrated Pest Management 2009 Annual Report (330.01)

Recommendation: That Council accept the City's Integrated Pest Management (IPM) Program 2009 Annual Report.

Action: Approved the recommendation (April 13, 2010, report from the Parks and Recreation Director).

13. Subject: Set A Date For Public Hearing Regarding Planning Commission Approval Of 825 De La Vina Street (640.07)

Recommendation: That Council:

- A. Set the date of May 11, 2010, at 2:00 p.m. for hearing the appeal filed by Donald Sharpe of the Approval with Conditions of an application for property located at 825 De la Vina Street, Assessor's Parcel No. 037-041-024, C-2 Commercial Zone, General Plan Designation: Residential, 12 Units per Acre. The proposed project consists of a one-lot subdivision to create a mixed-use development with two three-story buildings consisting of seven residential condominiums, three with attached commercial space. The discretionary application required for this project is a Tentative Subdivision Map; and
- B. Set the date of May 10, 2010, at 1:30 p.m. for a site visit to the property located at 825 De la Vina Street.

Action: Approved the recommendations (March 26, 2010, letter of appeal).

Agenda Item Nos. 14 and 15 appear in the Redevelopment Agency minutes.

16. Subject: Quitclaim And Release Of The Parking Easement Area By The Agency And City To The Rodney James Shull Foundation At 12 East Montecito Street (330.03)

Recommendation: That Council and the Redevelopment Agency Board approve and authorize the City Administrator and Executive Director to execute the Quitclaim Deed and Release of the Parking Easement Area to the Rodney James Shull Foundation at 12 East Montecito Street.

Action: Approved the recommendation (April 13, 2010, report from the Housing and Redevelopment Manager).

## NOTICES

17. The City Clerk has on Thursday, April 8, 2010, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.
18. City Advisory Group Recruitment:
- A. The City Clerk's Office will accept applications through Monday, May 10, 2010, at 5:30 p.m. to fill vacancies on various City Advisory Groups, the scheduled vacancies on the Housing Authority Commission, Living Wage Advisory Committee and Single Family Design Board with term expiration dates of June 30, 2010, and unscheduled vacancies resulting from resignations received in the City Clerk's Office through Wednesday, April 21, 2010;

(Cont'd)

18. (Cont'd)

- B. The City Council will conduct interviews of applicants for vacancies on various City Advisory Groups on Tuesday, May 25, 2010, at 4:00 p.m. (Estimated Time), Tuesday, June 8, 2010, at 4:00 p.m. (Estimated Time) and Tuesday, June 15, 2010, at 6:00 p.m.;
- C. The City Council Subcommittee will conduct interviews of applicants for vacancies on the Franklin Neighborhood Center, Lower Westside Community Center and Westside Community Center Advisory Committees, and the Downtown Neighborhood position on the Community Development & Human Services Committee on Thursday, May 20, 2010, at 7:00 p.m. at the Louise Lowry Davis Center, 1232 De la Vina Street; and
- D. The City Council will make appointments to fill the vacancies on various City Advisory Groups on Tuesday, June 29, 2010.

This concluded the Consent Calendar.

## **REPORT FROM THE ORDINANCE COMMITTEE**

Ordinance Committee Chair Bendy White reported that the Committee resumed its discussion of proposed revisions to the Medical Marijuana Dispensary Ordinance; the item was continued to the Committee's meeting of April 27, 2010.

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

### **PUBLIC WORKS DEPARTMENT**

19. Subject: Annual Energy Report (630.06)

Recommendation: That Council receive a status report on the City's energy conservation and efficiency efforts.

Documents:

- April 13, 2010, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

Staff: Facilities and Energy Manager James Dewey.

By consensus, the Council received the report.

21. Subject: Six-Year Capital Improvement Program For Fiscal Years 2011 Through 2016 (230.01)

Recommendation: That Council receive the Six-Year Capital Improvement Program (CIP) for Fiscal Years 2011 through 2016.

Documents:

- April 13, 2010, report from the Public Works Director.
- 2011-2016 Capital Improvement Program, dated March 2010.
- PowerPoint presentation prepared and made by Staff.

Speakers:

Staff: Public Works Director Christine Andersen, City Administrator James Armstrong, Assistant City Administrator/Community Development Director Paul Casey.

By consensus, the Council received the Capital Improvement Program, and their questions were answered.

20. Subject: Measure A Five-Year Local Program Of Projects For Fiscal Years 2011 - 2015 (670.05)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the Measure A Five-Year Local Program of Projects for Fiscal Years 2011 - 2015 and Approving the Establishment of New Fund Number 342 for Measure A Funds.

Documents:

- April 13, 2010, report from the Public Works Director.
- Proposed Resolution.
- PowerPoint presentation prepared and made by Staff.

The title of the resolution was read.

Speakers:

- Staff: Principal Civil Engineer John Ewasiuk, Transportation Manager Browning Allen.
- Santa Barbara County Association of Governments: Public Information and Government Affairs Coordinator Gregg Hart.

Motion:

Councilmembers House/Williams to approve the recommendation; Resolution No. 10-018.

Vote:

Unanimous roll call vote.



## **MAYOR AND COUNCIL REPORTS**

22. Subject: South Coast Homeless Advisory Committee Representative (660.04)

Recommendation: That Council consider a request from Mayor Helene Schneider to appoint Councilmember Grant House to the position of South Coast Homeless Advisory Committee Co-Chair.

Documents:

April 13, 2010, report from the Assistant to the City Administrator.

Speakers:

Casa Esperanza Homeless Center: Executive Director Mike Foley.

Motion:

Councilmembers Williams/Francisco to appoint Councilmember House to the position of South Coast Homeless Advisory Committee Co-Chair.

Vote:

Unanimous voice vote (Abstention: Councilmember House).

## **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

Information:

- Councilmember White reported that the Water Commission is reviewing the water supply component of Plan Santa Barbara; he also mentioned his desire to see that the hydro plant is activated.
- Councilmember Williams spoke about his attendance at a San Marcos High School assembly regarding sustainability; he also discussed the need for continued monitoring of water supply and fish restoration issues in the event the Cachuma Conservation Release Board is dissolved.
- Councilmember House advised that the Community Action Commission has assumed the coordination and facilitation role for efforts of the South Coast Gang Task Force.
- Mayor Schneider reported on her attendance at a quarterly meeting of the business community.

## **RECESS**

The Mayor recessed the meeting at 4:48 p.m. in order for the Council to reconvene in closed session for Agenda Item Nos. 23 and 24, and she stated there would be no reportable action taken during the closed sessions.

## CLOSED SESSIONS

23. Subject: Conference With Legal Counsel - Pending Litigation (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of Section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is Landslide Repair Foundation v. City of Santa Barbara, SBSC Number 1304297.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

(Continued from March 30, 2010, Item No. 18)

Documents:

March 30, 2010, report from the City Attorney.

Time:

4:50 p.m. - 5:20 p.m.

No report made.

24. Subject: Conference With Labor Negotiator (440.05)

Recommendation: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Kristy Schmidt, Employee Relations Manager, regarding negotiations with the Police Officers Association, the Police Managers Association, the General Bargaining Unit, the Treatment and Patrol Bargaining Units, the Firefighters Association, and the Hourly Bargaining Unit, and regarding discussions with unrepresented management and confidential employees about salaries and fringe benefits.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

April 13, 2010, report from the Assistant City Administrator.

Time:

5:20 p.m. - 5:50 p.m.

No report made.

## **ADJOURNMENT**

Mayor Schneider adjourned the meeting at 5:50 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

_____	ATTEST: _____
HELENE SCHNEIDER	SUSAN TSCHECH, CMC
MAYOR	DEPUTY CITY CLERK